



PHA 4140 (3744)
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Mark G. Obukowicz, et al.

Art Unit 1654

Serial No. 09/737,892

Filed December 15, 2000

Confirmation No. 2003

For SELECTIVE COX-2 INHIBITION FROM EDIBLE PLANT EXTRACTS

Examiner Michael V. Meller

February 2, 2004

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-1450

SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated October 2, 2003, rejecting the following claims: 1-5, 35, 37, 78-93.

The appeal fee of \$330.00 is submitted herewith.

The fee for a one month extension of time under 37 CFR 1.136(a) is also enclosed.

If there are any additional charges in this matter, please charge our Deposit Account No. 19-1345.

Respectfully submitted,

Timothy B. McBride, Reg. No. 47,781
SENNIGER, POWERS, LEAVITT & ROEDEL
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(314) 231-5400

02/04/2004 EFLORES 00000154 09737892

01 FC:1401
02 FC:1251

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110.00 OP

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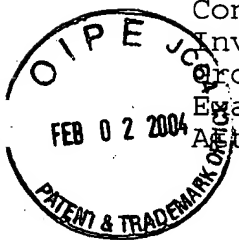
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FEE TRANSMITTAL

Application Number 09/737,892
Filing Date December 15, 2000
Confirmation No. 2003
Inventor(s) Mark G. Obukowicz, et al.
Group Art Unit 1654
Examiner Name Michael V. Meller
Attorney Docket Number PHA 4140(3374)



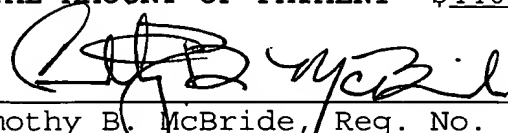
METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- ☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- ☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☐ BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ _____
Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____
3. ☒ ADDITIONAL FEES Subtotal (3) \$ 440.00
☐ Surcharge - late filing fee or oath
☐ Surcharge - late provisional filing fee or cover sheet
☒ Extension for reply within first month
☒ Notice of Appeal
☐ Filing a Brief in Support of an appeal
☐ Request for ex parte Reexamination
☐ Petitions to the Commissioner
☐ Submission of Information Disclosure Statement
☐ Recording each patent assignment per property
☐ Request for Continued Examination
☐ Other: _____

TOTAL AMOUNT OF PAYMENT \$ 440.00


Timothy B. McBride, Reg. No. 47,781

February 2, 2004
Date

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